



Report from His Worship the Mayor

1. Purpose

To update Council on activities and issues which have arisen since my last report to Council; and to seek Council's approval for an amendment to the Terms of Reference for the Wellington Regional Leadership Committee.

2. Recommendations

The Mayor recommends that the *Council*:

1. Receives this report Report.
2. Agrees the Wellington Regional Leadership Committee continues as a joint committee under clause 30(1)(b) of Schedule 7 of the Local Government Act 2002, but on the amended terms set out in the Joint Committee Agreement (dated 2023), with the amendments in effect from the date the Wellington Regional Leadership Committee Joint Committee Agreement is signed by all local authority parties;
3. Authorises the Wellington Regional Leadership Committee to appoint a Joint Committee Subcommittee for the Future Development Strategy to hear and make recommendations on submissions received on the draft Future Development Strategy to be developed under the National Policy Statement for Urban Development 2020 (and any updates to that Strategy);
4. Approves the amended Wellington Regional Leadership Committee Joint Committee Agreement, including the amended Terms of Reference for the Joint Committee and the new Terms of Reference for the Joint Committee Subcommittee for the Future Development Strategy (noting that as required by the existing Agreement, the Wellington Regional Leadership Committee Joint Committee has endorsed the amendments to functions and powers of the Joint Committee);
5. Delegates all powers and functions to the Wellington Regional Leadership Committee set out in the amended Wellington Regional Leadership Committee Joint Committee Agreement, including the amended Terms of Reference for the Joint Committee and the new Terms of Reference for the Joint Committee Subcommittee for the Future Development Strategy;
6. Authorises the Mayor to sign the amended Wellington Regional Leadership Committee Joint Committee Agreement on behalf of the Council; and
7. Appoints one elected member [*to be named*] to be a member of the Joint Committee Subcommittee for the Future Development Strategy for the

purposes of hearing submissions on the draft Future Development Strategy (or any updates to it) and making recommendations on those submissions to the Wellington Regional Leadership Committee.

3. Improving consultation

We have seen several poor examples of consultation recently. I start with Waka Kotahi's consultation on SH2. A process where they subsequently conceded that they did not much care what submitters had to say. Then there was some recent consultation on a bore hole in Greytown. Here the options were inadequate. Furthermore, the development of those options had not involved any local expertise from people who knew the area well. The number of people who knew about the consultation exercise was a fraction of those likely to be interested in expressing a view.

Our own consultation on the 2023/24 budget elicited responses from a limited cross section of the population. Subsequent reactions and correspondence suggests that many more people would have responded had they understood the nature and consequences of the decisions that might be made.

This week I spoke to a principal of a school who had not responded to our speed review consultation because the consultation period coincided with the end of the school term and the holiday period (Even though schools were a key target group for this exercise)

We can do better. Doing better involved better and clearer communication, it involves making sure we get responses that represent our population.

Accordingly I seek agreement that the CEO bring to the next council meeting a paper that can lead to better consultation from now on.

4. Wellington Regional Leadership Committee – Future Development Strategy and Update to Terms of Reference

4.1 Background

The Future Development Strategy (the FDS) is a statutory document required under the National Policy Statement on Urban Development (the NPS-UD) for Tier 1 and 2 territorial authorities (which includes the councils of the Wellington metropolitan area). The purpose of the FDS is:

- a. to promote long-term strategic planning by setting out how a local authority intends to:
 - i. achieve well-functioning urban environments in its existing and future urban areas; and
 - ii. provide at least sufficient development capacity over the next 30 years to meet expected demand; and

- b. assist the integration of planning decisions under the Act with infrastructure planning and funding decisions.

For the Wellington region, the FDS is being developed as a regional document with involvement of officers from local and central government. It is effectively an update to the Wellington Regional Growth Framework.

The FDS must be prepared in time to inform 2024 Long Term Plans (LTPs). This means at least a draft of the FDS needs to be complete and signed-off by the third quarter of 2023 to enable councils to include any financial and other implications in the early drafts of their LTP.

Officers have been working on the content of the FDS since August 2022. The following table outlines workshops and meetings of the Wellington Regional Leadership Committee (WRLC), councils, iwi and others in the development of the FDS to date:

Table 1. Workshops and meetings for the development of the Future Development Strategy.	
October to December 2022, February 2023, and June 2023	Various presentations to incoming councils on the WRLC and the Future Development Strategy
1 February 2023	A Future Development Strategy workshop with the WRLC
7 March 2023	A Future Development Strategy update paper to the WRLC at its meeting
29 March 2023	A combined Wellington City Council/Porirua City Council workshop
4 April 2023	A combined Wairarapa council workshop
5 April 2023	A combined Upper Hutt City Council/Hutt City Council workshop
11 April 2023	An iwi workshop
13 April 2023	A combined Horowhenua District Council/Kāpiti Coast District Council workshop
3 May 2023	Three separate workshops in the Wairarapa, one with each Council
15 May 2023	A workshop with iwi members on the statement of iwi/hapu aspirations for urban development
15 May 2023	A workshop with the WRLC on elements of the Future Development
13 June 2023	A Future Development Strategy update paper to the WRLC meeting
26 June 2023	A booth on the Future Development Strategy and a workshop session on the Future Development Strategy at the WRLC Annual Partners Forum
5 July 2023	A separate workshop in Martinborough for SWDC

Officers working on the FDS have also been working with developers and infrastructure providers on the Strategy, as required under the NPS-UD.

The FDS is nearing completion and is expected to be taken in draft to the WRLC meeting on 19 September 2023 for approval for consultation. However, the WRLC cannot sign off on the FDS without approval from all ten councils for changes to the WRLC Agreement and TOR.

4.2 The WRLC Agreement and Terms of Reference

The WRLC includes the Mayor from each council as a substantive member of the Committee and the Deputy Mayor from each council as an alternate member. It also includes representatives from Mana Whenua and two Ministers of the Crown.

The current WRLC Agreement and Terms of Reference (the TOR) includes the development and implementation of the Wellington Regional Growth Framework as a spatial plan for the region. At the time of developing the Agreement, the FDS was not contemplated, and therefore, the WRLC Agreement and TOR do not give the WRLC the powers/functions relating to the FDS.

The WRLC Secretariat has received legal advice that states: *“It is beyond the scope of the WRLC powers to approve the Future Development Strategy, draft or final, on behalf of the member Councils at present. Those decisions on the Future Development Strategy currently must be made by each individual Council.”*

This is because the current WRLC Agreement and TOR identifies that the WRLC is responsible for the Wellington Regional Growth Framework (WRGF) specifically, rather than a more general responsibility for regional spatial planning.

As a comparison, under the WRLC Agreement the Committee is responsible for “regional economic development” in a more general term, rather than stating a specific document.

Therefore, for the WRLC to be involved in the FDS process (in any manner), an update needs to be made to the WRLC Agreement and TOR.

This is being undertaken in two steps:

Step 1: The WRLC to agree on a process for signing off on the draft and final FDS and the establishment of a Hearings Panel (this decision was made at the WRLC meeting on 13 June 2023).

Step 2: All ten councils that are party to the WRLC to agree to changes to the WRLC Agreement and TOR (as required by the Local Government Act).

This paper seeks South Wairarapa District Council's approval for this second step, with similar papers being considered by the other nine councils who are party to the WRLC through August and September.

These two steps are discussed below.

4.3 Step 1: WRLC consideration of the options for signoff of the FDS

At its September 2022 meeting, the WRLC was provided with a recommendation that it agrees to support an update to the Agreement and TOR for the WRLC to enable the Committee to sign off the draft and final FDS and form a subcommittee to undertake hearings on the Future Development Strategy.

No decision was made at that September 2022 meeting due to the lack of local government representatives at the meeting. The recommendation was proposed to be raised at both the December 2022 and March 2023 WRLC meetings.

However, making a decision on the Future Development Strategy signoff and updated WRLC Agreement and TOR was put on hold and not taken forward at the December 2022 and March 2023 meetings as:

- a. The WRLC requested in September 2022 that it be provided further information, regarding decision making on the FDS and any proposed amendments to the WRLC Agreement and TOR.
- b. Following the local body elections in October 2022, there were five new Mayors and many new councillors across the region, and it was felt that these people needed to be brought up to speed on what regional spatial planning is, what a FDS is, and options and implications for the FDS signoff by the WRLC.
- c. Mana whenua had not had enough time to engage in the FDS and signoff process, as would be preferred.

To assist in b and c above, a number of workshops were undertaken that covered *What is regional spatial planning, What is the Future Development Strategy and Future Development Strategy signoff options*.

At its meeting on 13 June 2023, the WRLC was provided with a paper which outlined options for approval of the draft and final FDS and establishment of a hearing subcommittee.

Four options were considered by the WRLC. These options had previously been explained and discussed at the workshops held with councils in March, April, May and July 2023. The options were:

Option 1: WRLC sign off the draft FDS and final FDS and

undertake hearings.

Option 2: Set up a subcommittee or new committee of just Tier 1 councils and iwi.

Option 3: WRLC signoff the draft FDS and undertake hearings, and each council signoff the final FDS.

Option 4: Each council sign off the draft FDS, WRLC hold hearings and sign off the final FDS.

The WRLC approved Option 1 (this is option that is included in the changes to the WRLC Agreement and TOR). This option includes:

- a. One on one workshops with each council and iwi entity on the content of the FDS for their overview and comment, before the draft goes to the WRLC (underway),
- b. Engagement with certain parties and consideration of the matters as required by clauses 3.14 and 3.15 of the NPS-UD, before the draft goes to the WRLC (underway),
- c. The WRLC signing off the draft Future Development Strategy,
- d. The WRLC Secretariat and Future Development Strategy Project lead managing the submissions hearings and report back process,
- e. A hearings panel consisting of one representative from each local government and iwi entities on the WRLC (if they choose to),
- f. Workshops/briefings to provide councils and iwi entities with an understanding of proposed changes from the submissions and hearings to the Future Development Strategy
- g. The WRLC signing off the final Future Development Strategy

Option 1 was selected because:

- a. Regional spatial planning is a key function of the WRLC as it was initially set up. If other options had been selected, it raises a question about why have the WRLC in the first place. It should be noted that Ministers are on the WRLC for the regional spatial planning aspects only.
- b. This option aligns strongly with the future direction given for the proposed Spatial Planning Act (SPA). The SPA would replace the RMA and would require regional level spatial strategies to be

developed through regional committees made up of central and local government and mana whenua. Undertaking the FDS process jointly through the WRLC will put this region in a good place to prepare future Regional Spatial Strategies, which will be an update of the FDS.

- c. The WRLC generally works on a consensus model and it is expected that key decisions are made on this basis. If alignment cannot be achieved then decisions are brought back to the table for further discussion – for instance if there is a lack of agreement on the draft FDS.
- d. From an efficiency perspective, Option 1 would only require one resolution from each Council at the start of the process rather than needing to obtain multiple Council resolutions throughout the process (ie for the draft Future Development Strategy and the final Future Development Strategy).
- e. It is the best option for iwi members on the WRLC.
- f. It is the preferred option of, and has been endorsed by, the WRLC Secretariat, the Future Development Strategy Core Team and Steering Group, the WRLC Senior Staff Group, the WRLC CEO Group and iwi members on the WRLC.

Assuming all councils approve changes to the WRLC Agreement and TOR by mid-September 2023 (the last likely council meeting timing) then the Future Development Strategy is likely to be finalised in early 2024 (February/March) with engagement and hearings being undertaken in 2023.

Central Government would not participate in the hearings or formally signoff the FDS.

At its 13 June 2023 meeting, the WRLC approved the following recommendation:

“Agrees to support the progression of Option 1 as outlined in paragraphs 20-23 [of the report to the WRLC] which includes the Committee making decisions to commence the Future Development Strategy consultation and preparation process, approve the draft Future Development Strategy (statement of proposal) and commence special consultative procedure, to engage in consultation and set up a hearing panel to hear submissions on the Future Development Strategy, and approve the final Future Development Strategy (with reporting to the Councils at relevant steps).”

This completed Step 1.

4.4 Step 2: Changes to the WRLC Agreement and TOR

Previously, each of the ten councils that are party to the WRLC has approved an initial WRLC Agreement and TOR as well as a first update to the Agreement and TOR.

To align with the WRLC's recommendation from 13 June 2023, the current WRLC Agreement and TOR has been updated. A tracked changes copy of the updated WRLC Agreement and TOR is attached.

As required by the Local Government Act, any changes to the WRLC Agreement and TOR need to be agreed by all ten councils that are party to the WRLC. This will be undertaken at council meetings which will be occurring between July and September 2023, and is a decision sought through this report.

In summary, the changes that relate to the FDS are:

- a. Adding the FDS as a "Specific Responsibility" of the WRLC, including the detailed actions of what this includes.
- b. Amendments to enable the WRLC to set up a subcommittee to hear submissions and the delegations to do so.
- c. Adding the FDS and related activity, such as the work to develop the FDS, hold hearings and approve the FDS, into the delegations of the WRLC.
- d. Adding the ability for the subcommittee to have an independent chair if needed (the subcommittee may decide not to, but the changes allow for this in case).
- e. A new Appendix 2 which is the Terms of Reference for the Joint Committee Subcommittee for the FDS (to undertake the hearings). This includes information on its purpose, responsibilities, membership and delegations.

As any change to the WRLC Agreement and TOR requires all ten councils to agree to the changes (which is a long and administratively heavy process), this opportunity is also being taken to make some other changes to the WRLC Agreement and TOR. These are:

Some *tidy ups* in the document. For example, the old version referred to both persons and

- a. Ministers when talking about the Crown members, the Administering Authority was noted but not explained.
- b. Removing reference to an independent chair for the WRLC itself – there has been some comments about perhaps not having an independent chair in the future. We don't know if this will happen yet, but to avoid

having to go back to ten councils again if it was decided to not have an independent chair in the future, the language in the WRLC Agreement and TOR has been softened.

If one or more councils does not pass the resolutions in this paper (that is, does not agree to the changes to the WRLC Agreement and TOR to enable the WRLC to carry out the stated activities for the FDS), or wants to make large changes to the Agreement, then next steps would likely be:

- a. Hold an extraordinary meeting of the WRLC to understand its next preference for the sign off of the FDS,
- b. Make any further relevant changes to the WRLC Agreement and TOR,
- c. Set up dates for another ten council meetings,
- d. Prepare a new pack of background information/analysis for council papers, and
- e. Have ten councils consider another paper with the new process.

We estimate that this would take us to the end of 2023, which means engagement on the draft FDS cannot be undertaken until at least February 2024, with the final signed off mid-2024.

4.5 Hearings subcommittee

The updated WRLC Agreement and TOR provides for a Joint Committee Subcommittee for the purpose of hearing submissions on the FDS. Key details on for the subcommittee are:

- a. Appendix 2 of the updated WRLC Agreement and TOR provides all the information on the hearings subcommittee.
- b. The new WRLC Agreement and TOR allows for each council and each iwi entity to have a member on the hearings subcommittee. This is reflected in the recommendations of this paper. It is not a must to appoint someone, but the option is provided to enable all parties to continue to be part of the process if so chosen.
- c. It is unclear how long the hearings will last. Our only reference point so far is the Nelson/Tasman Future Development Strategy, where there was one week of hearings.
- d. The plan is to hold hearings across the region to make it easier for those who are wanting to make an oral submission. Members of the hearings subcommittee will need to attend all hearings across the

region.

- e. The hearings subcommittee will be provided with resource to manage submissions and submitters who want to be heard, an expert to write up the findings from the hearings and submissions and may have access to an independent chair for the hearings if required.
- f. The hearings subcommittee will make recommendations for changes to the draft Future Development Strategy to the WRLC for consideration.

4.6 Options

The high-level options for the recommendations in this report are:

- a. Approve the recommended amendments to the WRLC Agreement and TOR as written, including nominating someone for the hearings subcommittee,
- b. Approve the recommendations as written but do not nominate anyone for the hearings subcommittee, and
- c. Do not approve the recommendations.

Option A is the recommended option, primarily as it allows the development of the FDS to progress and provides an opportunity for the Council to nominate a member of the hearings subcommittee.

4.7 Climate Change Impact and Considerations

The Future Development Strategy includes objectives to create better climate change outcomes.

4.8 Engagement

Engagement and consultation has been undertaken with developers and infrastructure providers as required to by the National Policy Statement – Urban Development. We need to engage with them as part of developing the Future Development Strategy.

Internal engagement has included:

- a. Multiple discussions at WRLC Senior Staff Group meetings from September 2022 through to now. In all these discussions the preferred options as reflecting in the updated WRLC Agreement and TOR has been endorsed.
- b. Multiple discussions at WRLC CEO meetings from September 2022 through to now. In all these discussions the preferred options as reflecting in the updated WRLC Agreement and TOR has been

endorsed.

- c. Discussion at workshops with WRLC iwi members on the Future Development Strategy with them endorsing the recommended changes and approach.
- d. Explanation and discussion at numerous council workshops as highlighted elsewhere in this report.
- e. Discussion at WRLC workshops since September 2022.

4.9 Legal Considerations

Legal advice on this matter is attached.

Key points from this advice are:

- a. It is beyond the scope of the WRLC powers to approve the FDS, draft or final, on behalf of the member Councils at present. All decisions on the FDS currently must be made by each individual Council.
- b. In order to streamline the process for the FDS across all 10 Councils, the Agreement could be amended in order to include the FDS within WRLC's specific responsibilities. Such an amendment should state that the WRLC has authority to make decisions to commence the FDS consultation and preparation process, approve the draft FDS (statement of proposal) and commence SCP, to engage in consultation and hear submissions on the FDS as part of the SCP, and approve the final FDS (with reporting to the Councils at relevant steps).
- c. Together with amendment to the Agreement, each Council would need to resolve to delegate its decisions on the FDS and its role in consultation and the SCP to the WRLC.
- d. Pursuant to clause 32 of Schedule 7 of the LGA, the delegation of a decision on the FDS is not prevented.

4.10 Financial Considerations

The costs of the Future Development Strategy have been budgeted at \$510,000 with these costs split between all council partners. The costs for the WRLC signing off the draft and final and undertaking hearings will be paid for from this budget.

By undertaking the process regionally, we will be able to stick to this budget and ensure that knowledge that is gained through this process stays in house.

5. Appendices

Appendix 1 - Proposed amendments to the WRLC Agreement and Terms of Reference

Appendix 2 - Advice from DLA Piper on decision making on the FDS

Prepared By: His Worship the Mayor, Martin Connelly

Appendix 1 – Proposed amendments to the WRLC Agreement and Terms of Reference

**Wellington Regional Leadership
Committee**

Joint Committee Agreement

Dated 2023 July 2021

Wellington Regional Leadership Committee - Joint Committee Agreement

Purpose

This agreement is made pursuant to Clause 30A, Schedule 7 of the Local Government Act 2002 (LGA 2002). The purpose is for a Joint Committee of Carterton District Council, Greater Wellington Regional Council, Hutt City Council, Kaāpiti Coast District Council, Masterton District Council, Porirua City Council, South Wairarapa District Council, Upper Hutt City Council, Wellington City Council, Horowhenua District Council and mana-whenuaiwi to take responsibility for key matters of regional importance where a collective voice and collective regional planning and action is required.

The parties listed above are wanting to work together with central government on matters that are of regional importance and are cross boundary and inter-regional in nature. The role of the Joint Committee is to set direction and monitor activities from those plans related to the direction on all matters, with particular focus on:

- Regional economic development
- Regional economic recovery
- ~~Wellington regional growth framework (joint spatial plan under the Urban Growth Partnerships and Urban Growth Agenda)~~
- Urban development and specifically, the preparation and approval and regular review and implementation of a Future Development Strategy under the National Policy Statement on Urban Development 2020 (including preparing, finalising and making publicly available a Housing and Business Development Capacity Assessment and undertaking any other work necessary to inform the draft Future Development Strategy) and the preparation of the implementation plan for this Strategy.

~~The Joint Committee does not undertake delivery activity — this is undertaken elsewhere by entities such as local authorities and Council-Controlled Organisations.~~

This agreement focuses on the Joint Committee, including its membership and delegations.

The Joint Committee is a formal Joint Committee pursuant to the LGA 2002 (Clauses 30 and 30A, Schedule 7). The Joint Committee will be deemed to not be discharged at or following each triennial local government election (in line with Clause 30 (7) of Schedule 7, LGA 2002).

There are some parties to this agreement (ie Crown and iwi) who do not appoint members to the Joint Committee directly.

Administering Authority

The Administering Authority referred to in this Agreement is Greater Wellington Regional Council.

Membership

The membership of the Joint Committee is comprised of:

- the Mayor of Carterton District Council

- the Mayor of Horowhenua District Council
- the Mayor of Hutt City Council
- the Mayor of Kāpiti Coast District Council
- the Mayor of Masterton District Council
- the Mayor of Porirua City Council
- the Mayor of South Wairarapa District Council
- the Mayor of Upper Hutt City Council
- the Mayor of Wellington City Council
- the Chair of Wellington Regional Council
- a person nominated by the Joint Committee itself and appointed by the Administering Authority to be the ~~independent~~ Chairperson of the Joint Committee. Before nominating the person, the Joint Committee is required to consider whether the Chairperson should be independent. The nominee may be drawn from the local government and mana whenua membership of the Joint Committee or may be an additional member who is independent.

The members of the Joint Committee may also include:

- a person nominated by Te Rūnanga o Toa Rangatira Inc (Ngāti Toa Rangatira) and appointed by the Administering Authority
- a person nominated by the Port Nicholson Block Settlement Trust (Taranaki Whānui) and appointed by the Administering Authority
- a person nominated by Rangitāne Tū Mai Rā Trust and appointed by the Administering Authority
- a person ~~jointly~~ nominated by Ngāti Kahungunu ki Wairarapa Tāmaki nui-a-Rua Settlement Trust (Ngāti Kahungunu ki Wairarapa) and Ngāti Kahungunu ki Wairarapa Tamaki Nui ā Rua Settlement Trust and Trust and appointed by the Administering Authority
- a person nominated by Raukawa ki te Tonga and appointed by the Administering Authority
- a person nominated by Āti Awa ki Whakarongotai Charitable Trust (Ātiwawa ki Whakarongotai) and appointed by the Administering Authority
- a person nominated by Muaūpoko Tribal Authority Inc (Muaūpoko hapū) and appointed by the Administering Authority
- up to three ~~persons~~ Ministers nominated by the Crown (Cabinet) and appointed by the Administering Authority

In respect of those members who are persons nominated by a particular entity or body (and then appointed by the Administering Authority), for the avoidance of doubt, if no nomination occurs then the Administering Authority need not make an appointment to the Joint Committee in respect of that entity or body. The membership of the Joint Committee will be accordingly reduced to the extent that there is no nomination/appointment (including for the purposes of calculating the number of vacancies for establishing a quorum). Such appointment may be made if and when a relevant nomination occurs.

The territorial local authorities that are parties to this agreement must appoint the relevant Mayor to be a member of the Joint Committee. This is so that those Mayors are counted for

the purposes of determining the number of members required to constitute a quorum – see clause 30A(6A) of Schedule 7 of the Local Government Act 2002.

The local authorities that are parties to this agreement may, in addition to the appointment of the relevant Mayor or Chair, appoint an alternate who, in exceptional circumstances where the Mayor or Chair is not able to attend a Joint Committee meeting, is entitled to attend that Joint Committee meeting as a member of the Joint Committee (and appointed by the relevant local authority). If an alternate is appointed, it must be the Deputy Mayor or Deputy Chair. The appointment of alternates does not affect the normal calculation of a quorum.

The local authorities that are parties to this agreement may also nominate one elected member for appointment by the Joint Committee as a member of the Joint Committee Subcommittee. The iwi who are parties to this agreement may also nominate one person for appointment by the Joint Committee as a member of the Joint Committee Subcommittee. The Joint Committee Subcommittee's purpose is to consider submissions on the draft Future Development Strategy and make recommendations on those submissions to the Joint Committee (which retains the decision to approve the final Future Development Strategy). If the Joint Committee reviews the Future Development Strategy in accordance with the National Policy on Urban Development 2020 and it determines updating of the Future Development Strategy is required, then the Joint Committee Subcommittee will consider submissions on any draft updates to the Future Development Strategy and make recommendations on those submissions to the Joint Committee (which retains the decision to approve the final updated Future Development Strategy).

The iwi that are parties to this agreement may, in addition to the appointment of the person nominated for each iwi and appointed by the Administering Authority, each nominate an alternate for appointment by the Administering Authority who, in exceptional circumstances where the appointed person is not able to attend a Joint Committee meeting, is entitled to attend that Joint Committee meeting as a member of the Joint Committee. The appointment of alternates does not affect the normal calculation of a quorum.

The Ministers, –nominated by the Crown (Cabinet) and appointed by the Administering Authority, may each nominate an alternate for appointment by the Administering Authority who, in exceptional circumstances where the appointed ~~person~~ Minister is not able to attend a Joint Committee meeting, is entitled to attend that Joint Committee meeting as a member of the Joint Committee. The appointment of alternates does not affect the normal calculation of a quorum. If an alternate for the Minister of the Joint Committee is not appointed, then any person who attends on behalf of a Minister will be treated as an observer.

A Deputy Chairperson is to be appointed by the Joint Committee from the existing membership. In accordance with standing orders, the Deputy Chairperson may preside at meetings in the absence of the Chairperson (including before the Joint Committee nominates an ~~independent~~ Chairperson and that person is appointed by the Administering Authority).

General

The membership of the Wellington Regional Leadership Committee shall be limited to a maximum of 21 members (including the ~~independent~~ Chairperson). In accordance with

Clause 30A of Schedule 7 to the Local Government Act 2002, the quorum at a meeting of the Joint Committee shall be half of the members if the number of members (including vacancies) is an even number, or a majority of members if the number of members (including vacancies) is an odd number. In accordance with clause 30A(6)(c)(iii) of Schedule 7 of the Local Government Act 2002, for a quorum to be established there must be present at least 5 members appointed by local authorities.

The standing orders of the Administering Authority apply to the Joint Committee. The Joint Committee will adopt a memorandum of understanding setting out the principles that guide the Joint Committee's work and the approach that the Joint Committee will take.

Expectations around member voting based on Joint Committee programme and agenda

When the Joint Committee is addressing regional economic development matters or regional economic recovery matters~~matters that are not within the Wellington Regional Growth Framework programme~~, it is expected that the Ministers of the Crown will not exercise their voting rights ~~-(and may elect not to attend the relevant meetings or parts of meetings)~~.

Observers

The Joint Committee allows for observers. Observers will be entitled to speak at meetings but will not be members of the Joint Committee.

At each meeting, the independent Chairperson shall recognise those observers attending in accordance with these provisions and the persons recognised by the independent Chairperson shall have speaking rights at the meeting.

The attendance at any public excluded session by observers shall only be permitted with the prior approval of the independent Chairperson.

Meeting Frequency

Meetings will be held once every two three months, or as necessary and determined by the independent Chairperson.

Notification of meetings and the publication of agendas and reports shall be conducted in accordance with the requirements of Part 7 of the Local Government Official Information and Meetings Act 1987 and will be undertaken by the Administering Authority.

Specific Responsibilities

The Wellington Regional Leadership Committee has the following specific responsibilities in support of its overall purpose:

Wellington Regional Growth Framework

1. Oversee the development and implementation of the Wellington Regional Growth Framework, including regional climate change projects and a regional housing action plan.
2. Recommend to the Wellington Regional Growth Framework partners how funding and resources should be applied to support implementation of the Wellington Regional Growth Framework.
3. Monitor the implementation of the Wellington Regional Growth Framework and associated workstreams.
4. Review and keep up to date the Wellington Regional Growth Framework as circumstances change.

5. Recommend to the Wellington Regional Growth Framework partners actions to achieve alignment with council, central government and iwi plans, strategies and policies.
6. Facilitate engagement and consultation with stakeholders and the community on the Wellington Regional Growth Framework.
7. Develop submissions and advocate to external organisations on matters relating to the Wellington Regional Growth Framework.
8. Engage with neighbouring regions on cross-boundary matters relating to the Wellington Regional Growth Framework.

Regional Economic Development

1. Provide leadership in regional, sustainable economic development, including establishing partnerships with key agencies involved in economic development. Acknowledging that constituent local authorities also have leadership roles within their cities and districts.
2. Develop and keep up to date a regional economic development plan to guide the collective work of the region, in line with the desired future outlined in the Wellington Regional Growth Framework.
3. Monitor and report on the status of the regional economy, emerging risks and opportunities and progress towards the implementation of the regional economic development plan and transition to a low carbon economy.
4. Develop submissions and advocate to external organisations on matters relating to regional economic development.
5. Recommend to Greater Wellington Regional Council (as a joint shareholder of Wellington NZ) the allocation of the regional targeted rate for economic development to initiatives and activities based on the regional economic development plan.

Regional Economic Recovery

1. Provide leadership in regional economic recovery, including establishing partnerships with key agencies involved in recovery, acknowledging that constituent local authorities also have leadership roles within their cities and districts.
2. Develop and keep up to date a programme of regional economic recovery initiatives, which incorporate alignment with the region's climate change goals.
3. Coordinate the implementation of a programme of regional economic recovery initiatives through local authorities, council controlled organisations and other partners.
4. Monitor and report on the impacts of regional economic recovery on the region, emerging risks and opportunities and progress towards implementation of the programme of regional economic recovery initiatives.
5. Develop submissions and advocate to external organisations on matters relating to regional economic recovery including developing regional proposals for partnerships and funding assistance.

Future Development Strategy

1. Prepare, finalise and make publicly available the Housing and Business Development Capacity Assessment and undertake any other work necessary under the National Policy Statement for Urban Development 2020 to inform the draft Future Development Strategy.
2. Consult and engage in order to prepare a draft Future Development Strategy under the National Policy Statement for Urban Development 2020.
3. Prepare a draft Future Development Strategy.

4. Approve a draft Future Development Strategy and any other documentation necessary as part of the special consultative procedure in accordance with the LGA 2002.
5. Commence and engage in the special consultative procedure in accordance with the LGA 2002 for the Future Development Strategy
6. Appoint a Joint Committee Subcommittee to consider the submissions on the draft Future Development Strategy (and any draft updates to that Strategy in accordance with National Policy Statement for Urban Development 2020), which will make recommendations to the Joint Committee on those submissions.
7. Approve the final Future Development Strategy after considering the recommendations of the Joint Committee Subcommittee on submissions on the draft Future Development Strategy.
8. Review the Future Development Strategy in accordance with the National Policy on Urban Development 2020 and decide whether updating of the Future Development Strategy is required. If so, complete the same process for consultation as applies to the preparation of the Future Development Strategy set out above.
9. Approve any updated Future Development Strategy under the National Policy Statement for Urban Development 2020, after considering the recommendations of the Joint Committee Subcommittee on submissions on the draft updated Future Development Strategy.
10. Prepare the implementation plan required for the Future Development Strategy (or updated one) and oversee the implementation of the Future Development Strategy.

Delegations

Each local authority delegates to the Joint Committee, in accordance with the terms of reference in Appendix 1, the following responsibilities:

1. Approval of all plans and implementation programmes necessary to fulfil the specific responsibilities of the Joint Committee, including:
 - Wellington Regional Growth Framework and the Wellington Regional Growth Framework Implementation Plan
 - Regional Economic Development Plan
 - Regional Economic Recovery Implementation Plan
2. Approval of all submissions and advocacy statements necessary to fulfil the specific responsibilities of the Joint Committee
3. Undertaking the work required to inform a draft Future Development Strategy under the National Policy Statement for Urban Development 2020 (including preparing, finalising and making publicly available the Housing and Business Development Capacity Assessment) and undertaking consultation and engagement in order to prepare a draft Future Development Strategy under the National Policy Statement for Urban Development 2020, preparing that draft, approving the draft and documentation necessary as part of the special consultative procedure, commencing and concluding the special consultative procedure in accordance with the LGA 2002 and approving the final Future Development Strategy, after considering the recommendations of the Joint Committee Subcommittee on submissions on the draft Strategy.
4. Appointing a Joint Committee Subcommittee to consider the submissions on the draft Future Development Strategy and giving it the power to make recommendations on those submissions to the Joint Committee (which retains the power to make the decision

- to approve the final Future Development Strategy). The Joint Committee Subcommittee will operate in accordance with the Terms of Reference in Appendix 2 to this agreement.
5. Review the Future Development Strategy in accordance with the National Policy on Urban Development 2020 and decide whether updating of the Future Development Strategy is required. If so, complete the same process for consultation as applies to the preparation of the Future Development Strategy set out above.
 6. Approve any updated Future Development Strategy under the National Policy Statement for Urban Development 2020, after considering the recommendations of the Joint Committee Subcommittee on submissions on the draft updated Future Development Strategy.
 - 2.7. Prepare the implementation plan required for the Future Development Strategy (or updated one) and oversee the implementation of the Future Development Strategy.
 - 3.8. The setting of the Joint Committee's meeting schedule.

Responsibilities

The table below identifies key parties related to this agreement and the Wellington Regional Leadership Committee and their responsibilities.

Party	Responsibilities
Wellington Regional Leadership Committee	Decision making related to the Specific Responsibilities in this agreement and TOR, <u>including Regional economic development, Regional economic recovery, Wellington regional growth framework, Future Development Strategy (and implementation of the Future Development Strategy);</u> <u>Appointing a Joint Committee Subcommittee to consider the submissions on the draft Future Development Strategy and giving it the power to make recommendations on those submissions to the Joint Committee (and the same for any updated Future Development Strategy);</u> Joint regional voice and advocacy; Select and nominate the independent Chairperson (for appointment to the Joint Committee by the Administering Authority); Agree 3 year rolling work programme consistent with WRGF, Economic Plan and other relevant directional documents. <u>Appointing members and the Chair of the Joint Committee Subcommittee</u>
<u>Joint Committee Subcommittee for Future Development Strategy</u>	<u>To run an appropriate process to consider the submissions on the draft Future Development Strategy (and any updated one) and to make recommendations on those submissions to the Joint Committee, so the Joint Committee can approve the final Future Development Strategy (or any updated one).</u>
Independent Chairperson	Chair the Joint Committee meetings; Approve attendance as required in public excluded sessions;

Party	Responsibilities
	Approve speaking rights as required at Joint Committee meetings; Liaise with members of the Joint Committee as required Approve (in consultation with the Senior Staff Group) content of meeting agendas.
Chief Executives Group	Provide support and advice to the Joint Committee; Agree funding amounts and splits (rolling 3-year programme).
Senior Staff Group (2 nd Tier Managers)	Recommend work programme to the Joint Committee; Recommend funding arrangements and allocations; Manage reports to the Joint Committee; Review work being undertaken and recommend changes if required; Align work programmes within home organisations.
Joint Secretariat	Coordinate the work of the Joint Committee (in consultation with the independent Chairperson); Provide administrative support to the Joint Committee on all aspects of its business; Lead work streams as required; Manage joint communications and consultation; Support the work of the Joint Committee, including monitoring, research and independent advice as required.
Delivery agencies e.g. Councils, Council Controlled Organisations, <u>WREMO</u>	Provide information and research; Draft papers for the Joint Committee; Attend meetings as required; Deliver aspects of the work programme (e.g. economic development activities).
Administering Authority	Administer standing orders; Employing joint secretariat staff; Payment of the meeting fees and independent Chairpersons honorarium; Appointing members to the Joint Committee (who are to be appointed by the Administering Authority).

Administration Funding

Funding will be provided by the Wellington Region's local authorities for the administration of the Joint Committee and Joint Committee Subcommittee, a ~~new~~ joint secretariat, and iwi participation in the Joint Committee and Joint Committee Subcommittee through a regional targeted rate set by Greater Wellington Regional Council. -

Horowhenua District Council will make an annual funding contribution on a proportional population basis. This funding contribution is calculated by dividing the total annual amount levied through the Wellington Region targeted rate by the total population of the Wellington Region, to arrive at a per capita amount, and then multiplying that per capita amount by the

population of Horowhenua District to determine the annual Horowhenua District Council contribution.

Funding will be provided by central government as a contribution to the administration of the Joint Committee and Joint Committee Subcommittee and the joint secretariat at an amount to be agreed.

The funding will support the administration of the Joint Committee, the Joint Committee Subcommittee and the joint secretariat that supports the Joint Committee and Joint Committee Subcommittee which will undertake the following:

1. Providing administrative support to the Joint Committee, Joint Committee Subcommittee and the Senior Staff Group
2. Managing the work programme of the Joint Committee and Joint Committee Subcommittee, including policy advice function and monitoring and research as required
3. Provision of independent advice to support the work programme and Joint Committee Subcommittee as required

Variation of this Agreement

This agreement may be varied by the parties from time to time but only with the endorsement of the Wellington Regional Leadership Committee.

EXECUTION

SIGNED for and on behalf of
CARTERTON DISTRICT COUNCIL:

Signature

Name of person signing

SIGNED for and on behalf of
HOROWHENUA DISTRICT COUNCIL:

Signature

Name of person signing

SIGNED for and on behalf of **HUTT CITY COUNCIL**:

Signature

Name of person signing

SIGNED for and on behalf of **KĀPITI COAST DISTRICT COUNCIL**:

Signature

Name of person signing

SIGNED for and on behalf of **MASTERTON DISTRICT COUNCIL**:

Signature

Name of person signing

SIGNED for and on behalf of **PORIRUA CITY COUNCIL:**

Signature

Name of person signing

SIGNED for and on behalf of **SOUTH WAIRARAPA DISTRICT COUNCIL:**

Signature

Name of person signing

SIGNED for and on behalf of **UPPER HUTT CITY COUNCIL:**

Signature

Name of person signing

SIGNED for and on behalf of
WELLINGTON CITY COUNCIL:

Signature

Name of person signing

SIGNED for and on behalf of
WELLINGTON REGIONAL COUNCIL:

Signature

Name of person signing

SIGNED for and on behalf of **NGĀTI TOA
RANGATIRA:**

Signature

Name of person signing

SIGNED for and on behalf of **TARANAKI
WHĀNUI:**

Signature

Name of person signing

SIGNED for and on behalf of **RANGITĀNE
TŪ MAI RĀ TRUST**

Signature

Name of person signing

SIGNED for and on behalf of **NGĀTI
KAHUNGUNU KI WAIRARAPA TĀMAKI
NUI-A-RUA SETTLEMENT — TRUST
(NGĀTI KAHUNGUNU KI WAIRARAPA)
AND — NGĀTI — KAHUNGUNU — KI
WAIRARAPA — TĀMAKI — NUI — Ā — RUA
SETTLEMENT — TRUST:**

Signature

Name of person signing

SIGNED for and on behalf of **RAUKAWA
KI TE TONGA:**

Signature

Name of person signing

SIGNED for and on behalf of **ĀTIAWA KI
WHAKARONGOTAI:**

Signature

Name of person signing

SIGNED for and on behalf of **MUAŪPOKO
HAPŪ:**

Signature

Name of person signing

SIGNED for and on behalf of **CENTRAL GOVERNMENT:**

Signature

Name of person signing

Dated: _____ **2023**

Appendix 1: Wellington Regional Leadership Committee Terms of Reference

Purpose

The purpose of the Wellington Regional Leadership Committee is to take responsibility for key matters of regional importance – Wellington Regional Growth Framework, Regional Economic Development, ~~and~~ Regional Economic Recovery, and the Future Development Strategy – where a collective voice and collective planning and action is required.

The Wellington Regional Leadership Committee (Joint Committee) is a Joint Committee, established in accordance with clauses 30 and 30A of Schedule 7 to the Local Government Act 2002.

The Joint Committee has members from all the nine councils wholly within the Wellington Region and the Horowhenua District Council, mana-whenuaiwi and members from central Government.

Administering Authority

The Administering Authority for the Wellington Regional Leadership Committee is Greater Wellington Regional Council.

Specific Responsibilities

The Wellington Regional Leadership Committee specific responsibilities include:

Wellington Regional Growth Framework

1. Oversee the development and implementation of the Wellington Regional Growth Framework, including regional climate change projects and a regional housing action plan.
2. Recommend to the Wellington Regional Growth Framework partners how funding and resources should be applied to support implementation of the Wellington Regional Growth Framework.
3. Monitor the implementation of the Wellington Regional Growth Framework and associated workstreams.
4. Review and keep up to date the Wellington Regional Growth Framework as circumstances change.
5. Recommend to the Wellington Regional Growth Framework partners actions to achieve alignment with council, central government and iwi plans, strategies and policies.
6. Facilitate engagement and consultation with stakeholders and the community on the Wellington Regional Growth Framework.
7. Develop submissions and advocate to external organisations on matters relating to the Wellington Regional Growth Framework.
8. Engage with neighbouring regions on cross-boundary matters relating to the Wellington Regional Growth Framework.

Regional Economic Development

1. Provide leadership in regional economic development, including establishing partnerships with key agencies involved in economic development. Acknowledging that constituent local authorities also have leadership roles within their cities and districts.

2. Develop and keep up to date a regional economic development plan to guide the collective work of the region, in line with the desired future outlined in the Wellington Regional Growth Framework.
3. Monitor and report on the status of the regional economy, emerging risks and opportunities and progress towards the implementation of the regional economic development plan and transition to a low carbon economy.
4. Develop submissions and advocate to external organisations on matters relating to regional economic development.
5. Recommend to Greater Wellington Regional Council (as a joint shareholder of Wellington NZ) the allocation of the regional targeted rate for economic development to initiatives and activities based on the regional economic development plan.

Regional Economic Recovery

1. Provide leadership in regional economic recovery, including establishing partnerships with key agencies involved in recovery, acknowledging that constituent local authorities also have leadership roles within their cities and districts.
2. Develop and keep up to date a programme of regional economic recovery initiatives, which incorporate alignment with the region's climate change goals.
3. Coordinate the implementation of a programme of regional economic recovery initiatives through local authorities, council controlled organisations and other partners.
4. Monitor and report on the impacts of regional economic recovery on the region, emerging risks and opportunities and progress towards implementation of the programme of regional economic recovery initiatives.
5. Develop submissions and advocate to external organisations on matters relating to regional economic recovery including developing regional proposals for partnerships and funding assistance.

Future Development Strategy

1. Prepare, finalise and make publicly available the Housing and Business Development Capacity Assessment and undertake any other work necessary under the National Policy Statement for Urban Development 2020 to inform the draft Future Development Strategy.
2. Consult and engage in order to prepare a draft Future Development Strategy under the National Policy Statement for Urban Development 2020.
3. Prepare a draft Future Development Strategy.
4. Approve a draft Future Development Strategy and any other documentation necessary as part of the special consultative procedure in accordance with the LGA 2002.
5. Commence and engage in the special consultative procedure in accordance with the LGA 2002 for the Future Development Strategy
6. Appoint a Joint Committee Subcommittee to consider the submissions on the draft Future Development Strategy (and any draft updates to that Strategy in accordance with National Policy Statement for Urban Development 2020), which will make recommendations to the Joint Committee on those submissions.
7. Approve the final Future Development Strategy after considering the recommendations of the Joint Committee Subcommittee on submissions on the draft Future Development Strategy.
8. Review the Future Development Strategy in accordance with the National Policy on Urban Development 2020 and decide whether updating of the Future Development Strategy is

required. If so, complete the same process for consultation as applies to the preparation of the Future Development Strategy set out above.

9. Approve any updated Future Development Strategy under the National Policy Statement for Urban Development 2020, after considering the recommendations of the Joint Committee Subcommittee on submissions on the draft updated Future Development Strategy.

10. Prepare the implementation plan required for the Future Development Strategy (or updated one) and oversee the implementation of the Future Development Strategy.

Membership

The membership of the Joint Committee is comprised of:

- the Mayor of Carterton District Council
- the Mayor of Horowhenua District Council
- the Mayor of Hutt City Council
- the Mayor of Kāpiti Coast District Council
- the Mayor of Masterton District Council
- the Mayor of Porirua City Council
- the Mayor of South Wairarapa District Council
- the Mayor of Upper Hutt City Council
- the Mayor of Wellington City Council
- the Chair of Wellington Regional Council
- a person nominated by the Joint Committee itself and appointed by the Administering Authority to be the ~~independent~~ Chairperson of the Joint Committee. Before nominating the person, the Joint Committee is required to consider whether the Chairperson should be independent. The nominee may be drawn from the local government and mana whenua membership of the Joint Committee or may be an additional member who is independent.

The members of the Joint Committee may also include:

- a person nominated by Te Rūnanga o Toa Rangatira Inc (Ngāti Toa Rangatira) and appointed by the Administering Authority
- a person nominated by the Port Nicholson Block Settlement Trust (Taranaki Whānui) and appointed by the Administering Authority
- a person nominated by Rangitāne O Wairarapa Inc (Rangitāne O Wairarapa) and appointed by the Administering Authority
- a person nominated by Ngāti Kahungunu ki Wairarapa ~~Tāmaki nui-a-Rua Settlement Trust (Ngāti Kahungunu ki Wairarapa) and Ngāti Kahungunu ki Wairarapa Tamaki Nui ā-Rua Settlement~~ Trust and appointed by the Administering Authority
- a person nominated by Raukawa ki te Tonga and appointed by the Administering Authority
- a person nominated by Āti Awa ki Whakarongotai Charitable Trust (Ātiwawa ki Whakarongotai) and appointed by the Administering Authority
- a person nominated by Muaūpoko Tribal Authority Inc (Muaūpoko hapū) and appointed by the Administering Authority
- up to three ~~persons~~ Ministers nominated by the Crown (Cabinet) and appointed by the Administering Authority

In respect of those members who are persons nominated by a particular entity or body (and then appointed by the Administering Authority), for the avoidance of doubt, if no nomination occurs then the Administering Authority need not make an appointment to the Joint Committee in respect of that entity or body. The membership of the Joint Committee will be accordingly reduced to the extent that there is no nomination/appointment (including for the purposes of calculating the number of vacancies for establishing a quorum). Such appointment may be made if and when a relevant nomination occurs.

The territorial authorities that are parties to this agreement must appoint the relevant Mayor to be a member of the Joint Committee. This is so that those Mayors are counted for the purposes of determining the number of members required to constitute a quorum – see clause 30A(6A) of Schedule 7 of the Local Government Act 2002.

The local authorities that are parties to this agreement may, in addition to the appointment of the relevant Mayor or Chair, appoint an alternate who, in exceptional circumstances where the Mayor or Chair is not able to attend a Joint Committee meetings, is entitled to attend that Joint Committee meetings as a member of the Joint Committee (and appointed by the relevant local authority). If an alternate is appointed, it must be the Deputy Mayor or Deputy Chair. The appointment of alternates does not affect the normal calculation of a quorum.

The local authorities that are parties to this agreement may also nominate one elected member for appointment by the Joint Committee as a member of the Joint Committee Subcommittee. The iwi who are parties to this agreement may also nominate one person for appointment by the Joint Committee as a member of the Joint Committee Subcommittee. The Joint Committee Subcommittee's purpose is to consider submissions on the draft Future Development Strategy and make recommendations on those submissions to the Joint Committee (which retains the decision to approve the final Future Development Strategy). If the Joint Committee reviews the Future Development Strategy in accordance with the National Policy on Urban Development 2020 and it determines updating of the Future Development Strategy is required, then the Joint Committee Subcommittee will consider submissions on the draft updates to the Future Development Strategy and make recommendations on those submissions to the Joint Committee (which retains the decision to approve the final updated Future Development Strategy).

The iwi that are parties to this agreement may, in addition to the appointment of the person nominated for each iwi and appointed by the Administering Authority, each nominate an alternate for appointment by the Administering Authority who, in exceptional circumstances where the appointed person is not able to attend a Joint Committee meeting, is entitled to attend that Joint Committee meeting as a member of the Joint Committee. The appointment of alternates does not affect the normal calculation of a quorum.

The Ministers, nominated by the Crown (Cabinet) and appointed by the Administering Authority, may each nominate an alternate for appointment by the Administering Authority who, in exceptional circumstances where the appointed ~~person~~ Minister is not able to attend a Joint Committee meeting, is entitled to attend that Joint Committee meeting as a member of the Joint Committee. The appointment of alternates does not affect the normal calculation of

a quorum. If an alternate nominated for any Minister on the Joint Committee is not appointed, then any person who attends on behalf of the Minister will be treated as an observer.

A Deputy Chairperson is to be appointed by the Joint Committee from the existing membership. In accordance with standing orders, the Deputy Chairperson may preside at meetings in the absence of the ~~independent~~ Chairperson (including before the Joint Committee nominates an ~~independent~~ Chairperson and that person is appointed by the Administering Authority).

General

The membership of the Wellington Regional Leadership Committee shall be limited to a maximum of 21 members (including the ~~independent~~ Chairperson).

Expectations around member voting based on Joint Committee programme and agenda

When the Joint Committee is addressing regional economic development matters or regional economic recovery matters ~~that are not within the Wellington Regional Growth Framework programme~~, it is expected that the Ministers of the Crown will not exercise their voting rights (and may elect not to attend the relevant meetings or parts of meetings)

Observers

The Joint Committee allows for observers. Observers will be entitled to speak at meetings but will not be members of the Joint Committee.

At each meeting, the ~~independent~~ Chairperson shall recognise those observers attending in accordance with these provisions and the persons recognised by the ~~independent~~ Chairperson shall have speaking rights at the meeting.

The attendance at any public excluded session by observers shall only be permitted with the prior approval of the ~~independent~~ Chairperson.

Voting

Each member has one vote. In the case of an equality of votes the ~~independent~~ Chairperson has a casting vote.

Meetings

The Joint Committee will arrange its meetings in separate parts, relating to the specific focus areas of: Wellington Regional Growth Framework; Regional Economic Development; ~~and~~ Regional Recovery and Future Development Strategy.

Meetings will be held once every two-~~three~~ months, or as necessary and determined by the ~~independent~~ Chairperson.

The Joint Committee will set its own meeting schedule.

Quorum

In accordance with Clause 30A of Schedule 7 to the Local Government Act 2002, the quorum at a meeting of the Joint Committee shall be half of the members if the number of members (including vacancies) is an even number, or a majority of members if the number of members (including vacancies) is an odd number. In accordance with clause 30A(6)(c)(iii) of Schedule

7 of the Local Government Act 2002, for a quorum to be established there must be present at least 5 members appointed by local authorities.

Notification of meetings and the publication of agendas and reports shall be conducted in accordance with the requirements of Part 7 of the Local Government Official Information and Meetings Act 1987 and will be undertaken by the administering local authority.

Delegations

Each local authority delegates to the Joint Committee, and in accordance with the terms of reference, the following responsibilities:

1. Approval of all plans and implementation programmes necessary to fulfil the specific responsibilities of the Joint Committee, including:
 - a. Wellington Regional Growth Framework and Wellington Regional Leadership Committee Implementation Plan
 - b. Regional Economic Development Plan
 - ~~e.~~ Regional Economic Recovery Implementation Plan
2. Approval of all submissions and advocacy statements necessary to fulfil the specific responsibilities of the Joint Committee.
3. Undertaking the work required to inform a draft Future Development Strategy under the National Policy Statement for Urban Development 2020 (including preparing, finalising and making publicly available the Housing and Business Development Capacity Assessment) and undertaking consultation and engagement in order to prepare a draft Future Development Strategy under the National Policy Statement for Urban Development 2020, preparing that draft, approving the draft and documentation necessary as part of the special consultative procedure, commencing and concluding the special consultative procedure in accordance with the LGA 2002 and approving the final Future Development Strategy, after considering the recommendations of the Joint Committee Subcommittee on submissions on the draft Strategy.
4. Appointing a Joint Committee Subcommittee to consider the submissions on the draft Future Development Strategy and giving it the power to make recommendations on those submissions to the Joint Committee (which retains the power to make the decision to approve the final Future Development Strategy). The Joint Committee Subcommittee will operate in accordance with the Terms of Reference in Appendix 2 to this agreement.
5. Reviewing the Future Development Strategy in accordance with the National Policy on Urban Development 2020 and deciding whether updating of the Future Development Strategy is required. If so, completing the same process for consultation as applies to the preparation of the Future Development Strategy set out above.
6. Approval of any updated Future Development Strategy under the National Policy Statement for Urban Development 2020, after considering the recommendations of the Joint Committee Subcommittee on submissions on the draft updated Future Development Strategy.
- ~~2.~~ Prepare the implementation plan required for the Future Development Strategy (or updated one) and oversee the implementation of the Future Development Strategy.
- ~~3.7.~~ The setting of the Joint Committee's meeting schedule.

Remuneration and expenses

Each party shall be responsible for remunerating its representative(s) on the Joint Committee.

Members who represent organisations or entities other than local authorities (being iwi members) shall be eligible for compensation for Joint Committee activity including travel, meeting time, and preparation for meetings paid by the administering local authority. This amount is to be agreed in advance.

An alternate, attending the Joint Committee on behalf of an iwi member, shall be eligible to receive the meeting fee and travel allowances payable to the member in respect of the meeting the alternate formally attends.

Standing Orders

The Joint Committee shall apply the standing orders of the Administering Authority.

Duration of the Joint Committee

In accordance with clause 30(7) of Schedule 7 of the Local Government Act 2002, the Wellington Regional Leadership Committee is not deemed to be discharged following each triennial local government election.

Servicing

The Joint Committee is serviced by a joint secretariat. The ~~A~~administering ~~local-a~~Authority shall be responsible for the administration of the Joint Committee.

Council decisions on the Joint Committee's recommendations

Where a Council makes specific decisions on the Joint Committee's recommendations, these will be reported to the Joint Committee. Where the decision is materially different from the Joint Committee's recommendation the report will set out the reasons for that decision.

Variation of this Terms of Reference

These terms of reference may be varied from time to time. It is envisaged that changes may be made to add or remove specific responsibilities as the circumstances require. Changes will be approved by the parties to the agreement establishing the Wellington Regional Leadership Committee on the recommendation of the Joint Committee.

**Appendix 2: Joint Committee Subcommittee for Future
Development Strategy - Terms of Reference**

Purpose

The purpose of this Joint Committee Subcommittee is to consider submissions on:

- The Draft Future Development Strategy prepared under the National Policy Statement on Urban Development 2020 and make recommendations on those submissions to the Joint Wellington Regional Leadership Committee.
- Any draft updates to the Future Development Strategy, in accordance with the National Policy on Urban Development 2020 and make recommendations on those submissions to the Joint Wellington Regional Leadership Committee.

The Joint Committee Subcommittee is a Subcommittee of the Wellington Regional Leadership Committee (Joint Committee), established in accordance with clauses 30 of Schedule 7 to the Local Government Act 2002. The Joint Committee Subcommittee will be deemed to not be discharged at or following each triennial local government election (in line with clause 30(7) of Schedule 7 of the Local Government Act 2002).

Administering Authority

The Administering Authority for the Joint Committee Subcommittee is Greater Wellington Regional Council.

Specific Responsibilities

The specific responsibilities of this Joint Committee Subcommittee include:

- Considering submissions on the Draft Future Development Strategy and any draft updates to the Future Development Strategy
- Deliberating on the draft Future Development Strategy and any draft updates to the Future Development Strategy, taking into account all submissions
- Making recommendations to the Joint Wellington Regional Leadership Committee on those submissions and any suggested amendments to the Draft Future Development Strategy (or updated Strategy as the case may be).

Membership

The membership of the Joint Committee Subcommittee may include:

- one elected member nominated by the Carterton District Council and appointed by the Administering Authority.
- one elected member nominated by the Horowhenua District Council and appointed by the Administering Authority.
- one elected member nominated by the Hutt City Council and appointed by the Administering Authority.
- one elected member nominated by the Kāpiti Coast District Council and appointed by the Administering Authority.
- one elected member nominated by the Masterton District Council and appointed by the Administering Authority.
- one elected member nominated by the Porirua City Council and appointed by the Administering Authority.
- one elected member nominated by the South Wairarapa District Council and appointed by the Administering Authority.

- one elected member nominated by the Upper Hutt City Council and appointed by the Administering Authority.
- one elected member nominated by the Wellington City Council and appointed by the Administering Authority.
- one elected member nominated by the Wellington Regional Council and appointed by the Administering Authority.
- a person nominated by Te Rūnanga o Toa Rangatira Inc (Ngāti Toa Rangatira) and appointed by the Administering Authority
- a person nominated by the Port Nicholson Block Settlement Trust (Taranaki Whānui) and appointed by the Administering Authority
- a person nominated by Rangitāne O Wairarapa Inc (Rangitāne O Wairarapa) and appointed by the Administering Authority
- a person nominated by Ngāti Kahungunu ki Wairarapa Tāmaki nui-a-Rua Settlement Trust and appointed by the Administering Authority
- a person nominated by Raukawa ki te Tonga and appointed by the Administering Authority
- a person nominated by Āti Awa ki Whakarongotai Charitable Trust (Ātiawa ki Whakarongotai) and appointed by the Administering Authority
- a person nominated by Muaūpoko Tribal Authority Inc (Muaūpoko hapū) and appointed by the Administering Authority.
- a person nominated by the Joint Committee Subcommittee itself and appointed by the [Joint Committee](#) to be the independent Chairperson of the Joint Committee Subcommittee. The Chairperson is required to have prior experience in sitting on Hearing Panels.

In respect of the members above (persons nominated by a particular entity or body and then appointed by the Administering Authority), for the avoidance of doubt, if no nomination occurs then the Administering Authority need not make an appointment to the Joint Committee Subcommittee in respect of that entity or body. The membership of the Joint Committee Subcommittee will be accordingly reduced to the extent that there is no nomination/appointment (including for the purposes of calculating the number of vacancies for establishing a quorum). Such appointment may be made if and when a relevant nomination occurs.

If the territorial local authorities that are parties to this agreement nominate the Mayor to be a member of the Joint Committee Subcommittee and the Mayor is appointed by the Administering Authority, then the Mayor will be counted for the purposes of determining the number of members required to constitute a quorum – see clause 30A(6A) of Schedule 7 of the Local Government Act 2002.

The total membership of the Joint Committee Subcommittee shall be limited to a maximum of 18 members (including the independent Chairperson).

Voting

Each member has one vote. In the case of an equality of votes the independent Chairperson has a casting vote.

Meetings

The Joint Committee Subcommittee will set its own meeting schedule.

Quorum

In accordance with Clause 30A of Schedule 7 to the Local Government Act 2002, the quorum at a meeting of the Joint Committee Subcommittee shall be half of the members if the number of members (including vacancies) is an even number, or a majority of members if the number of members (including vacancies) is an odd number.

In accordance with clause 30A(6)(c)(iii) of Schedule 7 of the Local Government Act 2002, for a quorum to be established there must be present at least half of the members nominated by local authorities and appointed by the Administering Authority.

Delegations

The Joint Committee Subcommittee is delegated the following powers in accordance with these terms of reference:

- Considering submissions on the Draft Future Development Strategy and any draft updates to the Future Development Strategy.
- Deliberating on the draft Future Development Strategy and any draft updates to the Future Development Strategy, taking into account all submissions.
- Making recommendations to the Joint Wellington Regional Leadership Committee on those submissions and any suggested amendments to the Draft Future Development Strategy (or updated Strategy as the case may be).

Standing Orders

The Joint Committee Subcommittee shall apply the standing orders of the Administering Authority.

Remuneration and expenses

Each local authority shall be responsible for remunerating its representative(s) on the Joint Committee Subcommittee.

Members who represent organisations or entities other than local authorities (being iwi members), and any independent chair shall be eligible for remuneration for Joint Committee Subcommittee activity including travel, meeting time, and preparation for meetings paid by the Administering Authority. Such remuneration provisions will be determined by the Joint Committee.

Servicing

The Joint Committee Subcommittee is serviced by a joint secretariat. The Administering Authority shall be responsible for the administration of the Subcommittee.

Wellington Regional Leadership Committee decisions on the Joint Committee Subcommittee's recommendations

Where the Wellington Regional Leadership Committee makes decisions on the Joint Committee Subcommittee's recommendations, these will be reported to the local authorities and iwi members listed under 'Membership' above, whether they have a member appointed to the Joint Committee Subcommittee or not.

Variation of this Terms of Reference

These terms of reference may be varied from time to time. It is envisaged that changes may be made to add or remove specific responsibilities as the circumstances require. Changes will be approved by the parties to the agreement establishing the Wellington Regional Leadership Committee on the recommendation of that Joint Committee.

Appendix 2 - Advice from DLA Piper on decision making on the FDS

Our ref: 1034241

19 August 2022

Kim Kelly
WRLC Programme Director
Wellington Regional Leadership Committee
By email

Dear Kim, **Subject to legal professional privilege**

FUTURE DEVELOPMENT STRATEGY DECISION MAKING

- 1 The Wellington Regional Leadership Committee (**WRLC**) are intending to prepare a Future Development Strategy (**FDS**) under the National Policy Statement for Urban Development 2020 (**NPS-UD**) for the wider Wairarapa-Wellington-Horowhenua region.
- 2 You have asked who has the power to approve both the draft FDS (for consultation) and final FDS. The answer to this question will have implications for the timing of the FDS process (in terms of the need for decisions to be made at various Council meetings).
- 3 In summary, our views are:
 - 3.1 It is beyond the scope of the WRLC powers to approve the FDS, draft or final, on behalf of the member Councils at present. Those decisions on the FDS currently must be made by each individual Council.
 - 3.2 To streamline the process for the joint FDS across the Wairarapa-Wellington-Horowhenua region, the Joint Committee Agreement (and terms of reference) could be amended in order to include the

FDS within WRLC's specific responsibilities.¹ The amendment to the Agreement should state that the WRLC has authority to make decisions to commence the FDS consultation and preparation process, approve the draft FDS (statement of proposal), to engage in consultation and hear submissions on the FDS as part of the special consultative procedure (SCP), and approve the final FDS. The Amendments could also put in place arrangements required to create a subcommittee to hear submissions on the FDS (so that this task does not fall to the WRLC), including adding members to the joint committee and providing for that subcommittee. Together with amendment to the Agreement, each Council would need to resolve to delegate its decisions on the FDS and its role in consultation and the SCP to the WRLC.²

3.3 This process would require only one resolution (and delegations) by each Council at the start of the FDS process and would facilitate a coordinated approach throughout the consultation and engagement process and would involve mana whenua, rather than requiring multiple Council resolutions from each Council to approve the draft and the final FDS (and potentially fractured hearings by each Council). It would also ensure that any actions taken by the WRLC in relation to the FDS are within its mandate.

3.4 Alternatively, the Councils could create a new joint committee to deal with the FDS or put in place other arrangements (such as coordinating hearings but reserving decisions on the FDS to each Council). The new joint committee would need to comply with the requirements of clauses 30, 30A and 31 of Schedule 7 to the Local Government Act 2002 (LGA) in terms of membership, quorums and arrangements. The new joint committee could provide for mana whenua membership and make provision for an appropriate subcommittee to hear submissions (just as would be the case for a variation to the WRLC).

4 We set out the analysis supporting these conclusions below.

Background

5 The WRLC operates pursuant to the Joint Committee Agreement July 2021 (**Agreement**) made under Clause 30A, Schedule 7 of the Local Government Act 2002 (LGA) and which contains the committee's terms of reference. There are 10 Council members³ of the WRLC, an independent Chair and it may also include members from various mana whenua entities⁴ and Crown representatives.

¹ Pursuant to clause 30 and 30A of Schedule 7 of the LGA as a joint committee.

² Pursuant to clause 32 of Schedule 7 of the LGA, the delegation of a decision on the FDS is not prevented.

³ The mayors of Carterton District Council, Hutt City Council, Kāpiti Coast District Council, Masterton District Council, Porirua City Council, South Wairarapa District Council, Upper Hutt City Council, Wellington City Council, Horowhenua District Council and the chair of Wellington Regional Council.

⁴ A person nominated by Te Rūnanga o Toa Rangatira Inc, Port Nicholson Block Settlement Trust, Rangitāne Tū Mai Rā Trust, Ngāti Kahungunu ki Wairarapa Trust, Raukawa ki te Tonga, Āti Awa ki Whakarongotai Charitable Trust, Muaūpoko Tribal Authority Inc.

- 6 The Agreement sets out the Council powers delegated to the Committee as follows (which are also reflected in the terms of reference):

Delegations

Each local authority delegates to the Joint Committee, in accordance with the terms of reference, the following responsibilities:

1. Approval of all plans and implementation programmes necessary to fulfil the specific responsibilities of the Joint Committee, including:
 - Wellington Regional Growth Framework and the Wellington Regional Growth Framework Implementation Plan
 - Regional Economic Development Plan
 - Regional Economic Recovery Implementation Plan
2. Approval of all submissions and advocacy statements necessary to fulfil the specific responsibilities of the Joint Committee.
3. The setting of the Joint Committee's meeting schedule.

- 7 Consistent with this statement in the Agreement we understand that all Councils resolved to:⁵

(v) Appoint and establish the Wellington Regional Leadership Committee as a joint committee under clause 30(1)(b) of Schedule 7 of the Local Government Act 2002 on the terms set out in the Joint Committee Agreement and with effect from the date that the Joint Committee Agreement is signed by all local authority parties.

(ix) Make the following delegations to the Joint Committee:

- a) Approval of all plans and implementation programmes necessary to fulfil the specific responsibilities of the Joint Committee, including:
 1. Wellington Regional Growth Framework and the Wellington Regional Growth Framework Implementation Plan
 2. Regional Economic Development Plan
 3. Regional Economic Recovery Implementation Plan

⁵ Minutes of Upper Hutt City Council Policy Meeting 17 February 2021 for example.

Analysis

Process for FDS approval

- 8 The NPS-UD anticipates that the Councils go through a series of steps when preparing a FDS:
- 8.1 Clause 3.14 of the NPS-UD relating to what the FDS is to be informed by,
 - 8.2 Clause 3.15 of the NPS-UD, which sets out who must be engaged with by the Councils when preparing the draft FDS,
 - 8.3 Clause 3.15 of the NPS-UD, which requires the SCP to be used to make the FDS.
- 9 The draft FDS that is necessary for use in the SCP will need to be adopted by the Councils as part of the statement of proposal, which commences the SCP.⁶
- 10 The SCP (section 83(1)(b)-(e) of the LGA) also requires that Councils undertake the following steps, while complying with the principles of consultation in section 82⁷:
- 10.1 ensure that the following is publicly available:
 - 10.1.1 the statement of proposal; and
 - 10.1.2 a description of how the local authority will provide persons interested in the proposal with an opportunity to present their views to the local authority in accordance with section 82(1)(d); and
 - 10.1.3 a statement of the period within which views on the proposal may be provided to the local authority (the period being not less than 1 month from the date the statement is issued); and
 - 10.2 make the summary of the information contained in the statement of proposal prepared in accordance with paragraph (a)(ii) (or the statement of proposal, if a summary is not prepared) as widely available as is reasonably practicable as a basis for consultation; and
 - 10.3 provide an opportunity for persons to present their views to the local authority in a manner that enables spoken (or New Zealand sign language) interaction between the person and the local authority, or any representatives to whom an appropriate delegation has been made in accordance with Schedule 7; and
 - 10.4 ensure that any person who wishes to present his or her views to the local authority or its representatives—

⁶ Sections 83 and 87(2)-(3) of the LGA.

⁷ *Karaka Point Environs Residents Inc v Marlborough DC* [2013] NZHC 2577.

- 10.4.1 is given a reasonable opportunity to do so; and
- 10.4.2 is informed about how and when he or she may take up that opportunity.

11 This means that each Council will need to give notice of the proposal and hear and consider submissions on the FDS (unless that function is delegated). We have not considered here the delegations for each Council which may already exist on a general basis concerning the SCP requirements and/or FDS specifically, given the number of Councils involved and the scope of your question. However, this may be an analysis that you wish to undertake as part of deciding the best way for a FDS to be prepared, consulted on, made publicly available, submitted on, and finalised when there are 10 Councils involved.

12 Accordingly, in light of the required steps above, the key Council decisions required to be made in relation to the FDS are:

- 12.1 To prepare and consult on the contents of the FDS (in accordance with the requirements of the NPS-UD).
- 12.2 The adoption of the statement of proposal (and summary if required), being the draft FDS under section 83(1) and section 87(2)(a) of the LGA.
- 12.3 The decision to approve the final FDS, after hearing submissions.

Who can make these decisions on the FDS now?

13 The 'specific responsibilities' of WRLC are set out in the Agreement as being the:

- 13.1 Wellington Regional Growth Framework (focused solely on the Framework document),
- 13.2 Regional Economic Development (focused on providing leadership in this area, monitoring and reporting on it, advocated on regional economic development matters and developing a regional economic development plan) and
- 13.3 Regional Economic Recovery (focused on providing leadership in this area, monitoring and reporting on it, advocating on regional economic recovery matters and developing a programme of regional economic recovery initiatives and coordinating their implementation).

14 In our view, these delegations do not provide the power to WRLC to make decisions relating to the FDS, including approving a draft or final FDS or any other step in the consultation and engagement process for the FDS. There are no Council resolutions that we have been made aware of which delegate these decisions on the FDS to the WRLC either.

15 Accordingly, our view is that it is beyond the scope of the WRLC powers to approve the FDS, draft or final, on behalf of the member Councils at present. All decisions on the FDS currently must be made by each individual Council.

What can be done to streamline the process?

- 16 In order to streamline the process for the FDS across all 10 Councils, the Agreement could be amended in order to include the FDS within WRLC's specific responsibilities.⁸ Such an amendment should state that the WRLC has authority to make decisions to commence the FDS consultation and preparation process, approve the draft FDS (statement of proposal) and commence SCP, to engage in consultation and hear submissions on the FDS as part of the SCP, and approve the final FDS (with reporting to the Councils at relevant steps).
- 17 The Agreement expressly allows for amendment to its terms, stating:
- This agreement may be varied by the parties from time to time but only with the endorsement of the Wellington Regional Leadership Committee.
- 18 The terms of reference also provide for variation, stating:
- These terms of reference may be varied from time to time. It is envisaged that changes may be made to add or remove specific responsibilities as the circumstances require. Changes will be approved by the parties to the agreement establishing the Wellington Regional Leadership Committee on the recommendation of the Joint Committee.
- 19 Together with the amendment to the Agreement, each Council would need to make a resolution specifically delegating its functions and decisions on the FDS, including its role in the SCP to the WRLC.⁹ In making these delegations it should be clear who will hear the submissions on the FDS and make the relevant decisions and/or recommendations – ie, will it be the full membership or a subcommittee of the WRLC.
- 20 If this process was adopted only one resolution (and delegation) would be required by each Council (and the WRLC) at the start of the FDS process agreeing to amend the Agreement/terms of reference and delegating the FDS process and decision making to the WRLC, rather than needing to obtain multiple Council resolutions, including to approve the draft and final FDS from each Council. It would also ensure that as this is a wider Wairarapa-Wellington-Horowhenua region strategy, that it remains consistent and cohesive, as one entity will be making the decisions. Mana whenua are able to nominate members to the WRLC and therefore, be involved in this process.
- 21 The key issue in this approach is who would hear and determine/make recommendations on any submissions on the FDS as this can be a time-consuming process. The Council members of the WRLC are all the Mayors of the Councils (and the Chair of the regional council), and Mayors are members of every committee of a Council under the LGA.¹⁰ The Mayors of each Council may not have the necessary time available to commit to that process, so there may be a need for another entity to undertake that step and make recommendations back to the WRLC.

⁸ Pursuant to clause 30 and 30A of Schedule 7 of the LGA as a joint committee.

⁹ Pursuant to clause 32 of Schedule 7 of the LGA, the delegation of a decision on the FDS is not prevented.

¹⁰ Section 41A(5) of the LGA.

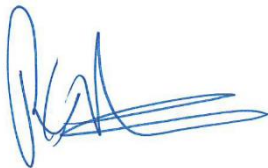
- 22 From a practical perspective the best approach may be for each local authority to appoint additional members to the WRLC, who could then form a subcommittee to hear the submissions on the FDS and make recommendations concerning submissions to inform the final decision to approve the FDS. The Agreement and terms of reference for the WRLC would need to be updated to reflect that approach.
- 23 The issue arising is whether there could be a subcommittee of the WRLC (being a joint committee. Under clause 30(1) of Schedule 7 of the LGA:
- (1) A local authority may appoint—
 - (a) the committees, subcommittees, and other subordinate decision-making bodies that it considers appropriate; and
 - (b) a joint committee with another local authority or other public body in accordance with clause 30A.
 - (2) A committee may appoint the subcommittees that it considers appropriate unless it is prohibited from doing so by the local authority.
- 24 'Committee' is defined in section 5 of the LGA in such a way that makes it clear that a joint committee can have a subcommittee.¹¹ Accordingly, the WRLC could validly appoint a subcommittee to hear submissions on the FDS. The subcommittee appointments would need to comply with clause 31 of Schedule 7 of the LGA, which requires that:
- (3) The members of a committee or subcommittee may, but need not be, elected members of the local authority, and a local authority or committee may appoint to a committee or subcommittee a person who is not a member of the local authority or committee if, in the opinion of the local authority, that person has the skills, attributes, or knowledge that will assist the work of the committee or subcommittee.
 - (4) Despite subclause (3),—
 - (a) at least 1 member of a committee must be an elected member of the local authority; and
 - (b) an employee of a local authority acting in the course of his or her employment may not act as a member of any committee unless that committee is a subcommittee
- 25 This issue would need to be considered and addressed at the time of Council resolutions concerning the mandate of the WRLC on the FDS, but it would allow for involvement of mana whenua in the subcommittee.

¹¹ committee includes, in relation to a local authority,—

- (a) a committee comprising all the members of that local authority; and
- (b) a standing committee or special committee appointed by that local authority; and
- (c) a joint committee appointed under clause 30 of Schedule 7; and
- (d) any subcommittee of a committee described in paragraph (a) or paragraph (b) or paragraph (c)

- 26 The alternative, if no changes are made to the WRLC Agreement/terms of reference and the Councils' delegations, is that all the decisions on the FDS and the SCP process will need to be made by each Council individually, unless some other arrangement is put in place.
- 27 The Councils could choose to create a new joint committee for the purposes of the FDS (pursuant to clause 30A and 30(1)(b) of Schedule 7 to the LGA) or put in place other arrangements (such as coordinating hearings but reserving decisions on the FDS to each Council). The joint committee could be tasked with hearing submissions on the FDS jointly and making decisions on it. The new joint committee could include members additional to the Mayors (for example, in the Nelson/Tasman example, the Joint Committee was all the elected members from both Councils, a total of 27 members) who could then form a joint committee subcommittee to hear submissions on the FDS, as discussed above. Mana Whenua could be included in the new joint committee on a similar basis as in the WRLC (in reliance on clause 31(3) of the LGA which applies to joint committees pursuant to the definition of 'committee') and could also be included in the joint subcommittee. In the Nelson/Tasman case, they appointed 3 Tasman elected members, the Nelson Mayor and 2 other Nelson elected members and up to 3 iwi representatives.
- 28 While an available option, this might be less efficient than using the WRLC, which is already established.
- 29 Please do not hesitate to call and discuss.

Yours sincerely



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